

additional tax for the purpose of building a courthouse; read third time and passed.

The report of the committee on State Affairs, on a bill to repeal an act authorizing the county courts to issue unconditional certificates in certain cases, was read, and, on motion of Mr. Williams, laid on the table.

On motion of Mr. Meusebach, the Senate adjourned until 10 o'clock to-morrow morning.

THURSDAY, November 20, 1851.

The Senate was called to order by the President *pro tem*—pursuant to adjournment—prayer by the Rev. Mr. Baggerly—roll called—quorum present.

The journal of yesterday was read and adopted.

A message was received from the House, informing the Senate that the House had passed the following bills, which originated in the Senate, to wit:

A bill to amend an act to create the county of Freestone.—A bill to incorporate the town of Jasper.—A bill to authorize the county court of Cameron county to levy a special tax for two years, and, a bill to incorporate the Jasper Collegiate Institute. Also that the House concurred in the amendment of the Senate, to the joint resolution to remove the law books in the office of Secretary of State to the supreme court room, for the use of said Judges, &c.

Mr. Taylor, chairman of the committee on Private Land Claims, to whom was referred the petition of Samuel G. Powell, reported a bill for the relief of the heirs of Seeman Kelsey: read first time.

Mr. Taylor, from the same committee, made the following report:

Your committee on Private Land Claims, to whom was referred the petition of John Bethea, have examined the same, and find it to be one of those cases of head right certificates not recommended by the traveling board of land commissioners.—They are of opinion that it is inexpedient to act upon the original certificate, as the second section of the eleventh article of the constitution has declared them null and void. But a majority of the committee are of opinion that it is within the province of the Legislature to make a donation in such cases. In accor-

dance therewith, a majority of said committee have instructed me to report for the consideration of the Senate, the accompanying bill. All of which is submitted. **M. D. K. TAYLOR,**

Chairman.

The undersigned, members of the committee on Private Land Claims, beg leave to dissent from that portion of the above report which guarantees to the Legislature the right to make donations in the cases alluded to in said report,

**JOSEPH H. BURKS,
M. D. K. TAYLOR.**

A bill for the relief of John Bethea; read first time.

Mr. Taylor also made the following report:

Your committee on Private Land Claims, have had under consideration the petition of William Little, praying for lands. The committee are not fully satisfied that the petitioner is entitled under the law to the land, but have instructed me to report the bill annexed for the consideration of the Senate.

A bill for the relief of William Little; read first time.

Mr. Wilson, chairman of the committee on Education, to whom was referred, a bill to amend an act to incorporate the Austin College, reported the same back, and recommended its passage.

Mr. Grimes, chairman of the committee on Finance, to whom was referred, a bill appropriating Five Thousand dollars, to pay the contingent expenses of both Houses of the legislature, reported the same back, and recommended its passage.

Mr. Eddy, chairman of the committee on Printing, to whom was referred, a bill to amend an act regulating the public printing, approved March 8, 1848, reported the same back with the following amendment, and recommended its adoption, and the passage of the bill.

Amend by striking out the word "third" in the 3d line, 2d section, and inserting the word "fourth".

Mr. Taylor, chairman of the committee on Private Land Claims, to whom was referred a bill for the relief of James M. Day, reported the same back, and recommended its passage.

Mr. Grimes, chairman of the committee on Finance, to whom was referred a bill making an appropriation for the per diem pay and mileage of the members of the Fourth Legislature of Texas, convened November 3, 1851, reported the same back, with the following amendments:

In the caption, after the word "members," insert "and officers"—in section 1, 5th line, after the word "members" insert "and officers."

Mr. Bogart, chairman of the committee on Counties and County Boundaries, to whom was referred a bill to locate permanently the county seat of Lavaca county, reported the same back, with the following amendment, and recommend its adoption, and the passage of the bill.

Amend by striking out the word "June" in the second line, in first section, and inserting "April"; and the fourth section so as to read as follows: "That none but the citizens of said county who shall be qualified to vote for members of the Legislature shall be allowed to vote at said election."

On motion of Mr. Grimes, the vote which adopted the report of the committee on Finance, on a bill authorizing juror's tickets to be paid out of the State tax, was reconsidered.

On motion of Mr. Taylor, a bill to require the return of field notes in certain cases, was taken from the table, and placed among the orders of the day.

ORDERS OF THE DAY.

A bill authorizing the several counties of the State to levy special taxes for county purposes, together with the report of the committee on the Judiciary, offering amendments thereto, was read.

Mr. Scott moved to lay the report on the table; lost.

The report was then adopted.

Mr. Hill offered the following amendment:

Strike out the proviso proposed by the committee, and insert, "that all laws authorizing the levying of a special county tax, be, and the same are hereby repealed:" rejected.

On motion of Mr. Scott, the bill was amended by striking out the words "passed at this session of the Legislature."

Mr. Hill moved to indefinitely postpone the bill; lost.

The bill was then ordered to be engrossed.

A bill concerning estates of deceased soldiers, together with the report of the committee on the Judiciary, offering amendments thereto, was read, report adopted, and bill ordered to be engrossed.

On motion of Mr. Davis, Mr. Williams was added to the committee on Public Debt.

A bill to admit Roger Q. Mills to practice law in the courts of this State; read, and, on motion of Mr. Armstrong, laid on the table until to-morrow.

A bill to incorporate Battle Creek Academy, in the county of Navarro; read and ordered to be engrossed.

A bill for the relief of the heirs of Haden Arnold, dec'd;

read, and, on motion of Mr. Davis, laid on the table until to-morrow.

A message was received from the House, transmitting the following communication from the Governor :

A message was received from the House, informing the Senate that the House had adopted the following resolution :

Resolved, That the message and accompanying documents be referred to a joint select committee, to consist of seven members of the House, to be appointed by ballot, and that the Clerk be instructed to transmit the message to the Senate, and request the appointment of a like committee.

Messrs. Bigelow, Davis and Grimes, were appointed a committee on the part of the Senate.

A bill authorizing juror's tickets to be paid out of the State tax; read, and, on motion of Mr. Davis, laid on the table until to-morrow.

A bill for the relief of certain persons therein named; read third time.

On motion of Mr. Parker, the caption was amended by striking out "certain persons therein named," and inserting "Emanuel Clements, Nancy A. Roberts, Sophia Sanders and Nelson Morey."

The bill was then passed.

Mr. Kinney, by leave, introduced a bill to incorporate the Corpus Christi Navigation Company; read first time.

A bill to require the return of field-notes in certain cases, together with the report of the committee on State Affairs, offering amendments thereto, was read, and report adopted.

Mr. Reaves offered the following amendment.

Amend by inserting after the word "map," in the ninth line, in 4th section, as follows: "provided, further, that nothing contained in this act shall be so construed as to apply to the heirs or the legal representatives of deceased soldiers, to whom land is granted by any law of this State."

Mr. Bogart offered the following amendment:

"Provided, the provisions of this act shall not extend to certificates issued by Thomas Wm. Ward, Commissioner for Peters' colony."

Mr. Parker offered the following as a substitute for the 4th section :

"Sec. 4. Be it further enacted, that all surveys which were represented on the map of the General Land Office prior to the first day of January, 1851, for which no field-notes shall have been returned to said office, anterior to the first day of January,

1853, or for which there are no titles on file in said office, shall be null and void, and subject to be stricken from the maps of said office."

On motion of Mr. Hart, the bill and amendments were laid on the table until Tuesday the 25th inst.

A bill for the relief of Edward B. Wood: read second time, and, on motion of Mr. Taylor, referred to the committee on Public Lands.

A bill for the relief of John W. Tilden; read second time, and, on motion of Mr. Scott, referred, with accompanying documents, to the committee on Public Lands.

A bill supplementary to an act to regulate the pay of volunteers in the service of Texas in the year 1842, approved Dec. 3, 1850; read second time, and, on motion of Mr. Grimes, referred to the committee on the Militia.

A bill to provide a mode of changing a person's name; read second time.

Mr. Wilson moved to refer it to the committee on Privileges and Elections; lost.

On motion of Mr. Parker, it was referred to the committee on State Affairs.

Joint resolution instructing our Senators, and requesting our Representatives in the Congress of the United States, to procure the establishment of a mail route from Sabine Pass to Jefferson, in Cass county; read second time, and, on motion of Mr. Grimes, referred to the committee on State Affairs.

Mr. Wilson offered the following resolution:

Resolved, That the committee on Finance be requested to inquire into the propriety of defining the mode of assessing taxes upon the sale of goods, wares and merchandise, and upon occupations and professions; also, of enacting some penalty for non-payment of license taxes, and report by bill or otherwise.

On motion of Mr. Taylor, the Senate adjourned until 10 o'clock to-morrow morning.

FRIDAY, November 21, 1851.

The Senate was called to order by the President pursuant to adjournment—prayer by the Rev. Mr. Baggerly—roll called—quorum present. Absentees, Messrs. Doane, Dancy, Kinney, Sterne and Wilson.

The journal of yesterday was read and adopted.